

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 1, 7 and 10 are currently being amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1, 2 and 5-12 remain pending in this application.

Examiner Interview

Applicant appreciates the courtesy extended by the Examiner during the telephonic interview of December 8, 2010. A Statement of Substance of Interview is submitted herewith.

Discussion of Rejections under 35 U.S.C. § 103:

Claims 1, 5-7, 9, 10 and 12 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over U.S. Patent Publication No. 20040203783 to Wu et al. (hereinafter "Wu") in view of U.S. Patent Publication No. 2002/0174335 to Zhang (hereinafter "Zhang"). Further, claims 2, 8 and 11 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Wu and Zhang and further in view of U.S. Patent Publication No. 20030009691 to Lyons et al. (hereinafter "Lyons"). Applicant respectfully traverses these rejections for at least the reasons that follow.

Applicant has amended each of independent claims 1, 7 and 10 to more clearly recite certain features of the pending claims. In particular, Applicant has amended the claims to clarify that any traffic provided over internet access to the user terminal is switched to an encrypting security service port when it is determined that the access to the public wireless

local area network is not encrypted. Support for this feature may be found in the originally filed specification and drawings at, for example, page 6, lines 10-14.

The cited references fail to teach or suggest at least this feature of the pending claims. As interpreted by the Examiner, Wu merely discloses that, after a handoff, a user device connects to another access point 16, and the communications are encrypted via a WEP key. See Office Action dated August 17, 2010, page 3. There is no teaching or suggestion in Wu that the communications are encrypted based on a determination that access to a public wireless local area network is not encrypted. Therefore, Wu fails to teach or suggest “upon determining that the access to the public wireless local area network is not encrypted, enforcing an application to switch any traffic provided over internet access to the user terminal in the public wireless local area network to an encrypting security service port,” as recited in the pending claims.

Neither Zhang nor Lyons cures this deficiency of Wu. Therefore, the cited references, either alone or in combination, fail to teach or suggest each feature of the pending claims.

Therefore, the pending claims are not *prima facie* obvious in view of the prior art. Accordingly, independent claims 1, 7 and 10 are patentable. Further, claims 2, 5, 6, 8, 9, 11 and 12 each depend from one of allowable claims 1, 7 or 10 and are, therefore, patentable for at least that reason, as well as for additional patentable features when those claims are considered as a whole.

Conclusion:

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment,

to Deposit Account No. 50-5302. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-5302. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-5302.

Respectfully submitted,

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